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MAY 09 2005****FACSIMILE TRANSMISSION COVER SHEET**DATE: May 9, 2005

AUTO QUOTE: 73561

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 15

**FROM:** Mitchell K. McCarthy, Registration No. 38,794**TO:** Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

ADDRESSEE/ORGANIZATION	FAX NO.	TELEPHONE NO.
Art Group 2856	703/872-9306	866/217-9197

**RE: Application No. 09/998,040**  
**In re application of: Ronald L. Watts, et al.**  
**Assignee: SEAGATE TECHNOLOGY LLC**  
**Dkt. No.: STL10564****IF YOU DO NOT RECEIVE ALL OF THE PAGES OR IF ANY ARE ILLEGIBLE, PLEASE  
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311003.1

Transmission by Facsimile on May 9, 2005

PATENT  
Dkt. STL10564

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ronald L. Watts, Kenneth J. Altsbuler, John D. Deibert, Phillip S. Wilhelm and  
Jonathan E. Olson  
Assignee: SEAGATE TECHNOLOGY LLC  
Application No.: 09/998,040 Group No.: 2856  
Filed: November 30, 2001 Examiner: Charles D. Garber  
For: EVALUATING DATA HANDLING DEVICES BY MEANS OF A MARKER IMPURITY

RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. § 1.116) for this application.

## STATUS

2. Applicant is other than a small entity.

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being:

TRANSMISSION  
☐ facsimile transmitted to the Patent and Trademark Office, (703) 872-9306.

Date: May 9, 2005  
Signature

Diana C. Anderson

(type or print name of person certifying)

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE
TOTAL	27	MINUS	30	= 0 x	\$ 50.00	= \$ 0.00
INDEP	3	MINUS	3	= 0 x	\$ 200.00	= \$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+	\$ 0.00	= \$ 0.00
TOTAL						\$ 0.00

ADDIT. FEE

No additional fee for claims is required.

**FEE DEFICIENCY**

5. If any additional extension and/or fee is required, charge Deposit Account No. 06-0540.  
If any additional fee for claims is required, charge Deposit Account No. 06-0540.

Respectfully submitted,

Date:

5/9/2005

Mitchell K. McCarthy, Registration No. 38,794  
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PATENT  
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In re Application of: Ronald L. Watts, Kenneth J. Altshuler, John D. Deibert, Phillip S. Wilhelm and Jonathan E. Olson  
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## RESPONSE TO OFFICE ACTION MAILED MARCH 9, 2005

Sir:

This is in response to the Office Action mailed March 9, 2005.

Amendments to the Claims are reflected in the Listing of Claims beginning on page 2 of this paper.

Remarks begin on page 11 of this paper.

## CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a)

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Diana C. Anderson  
Signature

Date: May 9, 2005

Diana C. Anderson  
(type or print name of person certifying)